

S/N 10/772,555

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	James Smith et al.	Examiner:	Ben Wang
Serial No.:	10/772,555	Group Art Unit:	2192
Filed:	February 5, 2004	Docket:	800.035US1
Customer No.	81244	Confirmation No.:	5526
Title:	IDENTIFYING PROGRAM PHASE CHANGES THROUGH PROGRAM WORKING SET ANALYSIS		

NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with 37 C.F.R. § 41.31(a)(1), Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated June 12, 2009 of the Examiner rejecting claims 1-23 of the above-identified patent application.

It is believe that no extension of time is required. However, if necessary, please charge Deposit Account No. 19-0743.

Please charge the amount of \$270.00 in payment of the Notice of Appeal fee under 37 C.F.R. § 41.20(b)(1), as well as any additional required fees, to Deposit Account No. 19-0743.

Respectfully submitted,

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Date Dec. 14, 2009

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 14th day of December, 2009.

DAWN M. POOLE

Name

1 Dawn M. Poole /
Signature